

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP NO. 11998-CAT OF 2006

DATE OF DECISION: 12.09.2006.

Chandigarh Administration

...Petitioner

Versus

Khalil Mohammad and others

....Respondents.

CORAM: HON'BLE MR.JUSTICE J.S. KHEHAR
HON'BLE MR. JUSTICE S.D. ANAND

PRESENT: Mr.H.S. Dhindsa, Advocate for the petitioner.

J.S. Khehar, J.(oral)

The Chandigarh Administration has impugned the order of the Central Administrative Tribunal, Chandigarh Bench, Chandigarh, passed in Original Application No.89/CH/2004 decided on 9.3.2006, wherein relief had been granted to respondent No.1 on the basis of an earlier determination at the hands of the Tribunal in an Original Application filed by Harmeet Singh, which had been decided by the Tribunal on 16.3.2004.

On account of the factual position which was depicted in paragraph 13 of the impugned order, we required learned counsel for the petitioner to inform us about the proceedings initiated by the Chandigarh Administration consequent upon the decision rendered in Harmeet Singh's case (OA No.45/CH/2004 decided on 16.3.2004). Learned counsel for the petitioner informs us that the Chandigarh Administration has accepted the verdict in Harmeet Singh's case and has issued an order of appointment on compassionate grounds in his favour.

Since the controversy raised in the present writ petition has not been distinguished by the petitioner from the controversy which had arisen in Harmeet Singh's case (supra), we are of the view that the decision rendered by the Tribunal in the impugned order dated 9.3.2006 calls for no interference.

Dismissed.

(J.S. Khehar)
Judge

(S.D. Anand)
Judge

September 12, 2006.
vig